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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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PIETRO GIACOMO POGGI,

Plaintiff,

-against-

VIRGIN ENTERTAINMENT INC, et al.,

Defendants.
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: 07 Civ. 9857 (RMB)
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ORDER OF DISCONTINUANCE

Based on the parties having reached a settlement agreement after participating in Court ordered mediation, it is hereby

ORDERED, that the above-entitled action be, and the same hereby is, discontinued.

The conference scheduled for 9:15 a.m. on Tuesday, April 15, 2008 is vacated.

SO ORDERED.

Dated: New York, New York
March 31, 2008

RMB

Richard M. Berman, U.S.D.J.